

Message Text

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PAGE 01 MANILA 07861 110459Z

13

ACTION EB-11

INFO OCT-01 EA-11 ADP-00 CAB-09 CIAE-00 COME-00 DODE-00

INR-10 NSAE-00 RSC-01 FAA-00 L-03 SS-15 NSC-10 RSR-01

/072 W

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P 110940Z JUL 73

FM AMEMBASSY MANILA

TO SECSTATE WASHDC 6521 PRIORITY

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E.O. 11652: NA

TAGS: ETRN, RP

SUBJECT: CIVAIR: US/RP RELATIONS

REFS: A. STATE 133943, B. MANILA 7750

1. WE AGREE WITH DEPARTMENT THAT GOP NOT RPT NOT LIKELY WITH-
IN NEXT WEEK OR TWO MAKE DEFINITIVE POLICY DETERMINATION
WHICH MIGHT LEAD TO BREAKTHROUGH IN NEGOTIATIONS. WE
DO NOT BELIEVE, HOWEVER, THAT GOP HAS REACHED POINT
IN ITS POLICY DETERMINATION RE CIVAIR RELATIONS WITH
U.S. TO WARRANT ASSUMPTION STATED REF A THAT THERE IS
GENERAL AGREEMENT WITHIN GOP BEHIND ROMUALDEZ PRESENTATION;
RATHER WE BELIEVE THAT MATTER REMAINS UNRESOLVED.

2. WE WISH ALSO DRAW ATTENTION OF WASHINGTON AGENCIES
TO POSSIBILITY THAT PHIL CAB WILL REACT TO SECTION 213
ACTION BY MORE RESTRICTIVE ATTITUDE TOWARD FLYING
TIGER CARGO RIGHTS. AS HISTORY OF RECENT AIR
NEGOTIATIONS MAKES CLEAR, GOP HAS CONSISTENTLY TREATED
FLYING TIGER RIGHTS AS GOING BEYOND BALANCED EXCHANGE OF
TRAFFIC RIGHTS WITH USG. THIS HAS TAKEN FORM OF SEEKING
GUAM RIGHTS FOR PAL AS QUID PRO QUO. IF THERE IS NO
PROSPECT OF PAL OBTAINING GUAM RIGHTS AT TIME SECTION
213 IS IMPOSED, WE WOULD EXPECT FLYING TIGER TO ENCOUNTER
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PAGE 02 MANILA 07861 110459Z

DIFFICULTIES, AT LEAST IN GETTING APPROVAL OF

FUTURE SCHEDULES.

3. IF U.S. CAB MAKES DECISION TO ISSUE 213 ORDER APPLICABLE TO APL, EMBASSY PROPOSES THAT IN LIGHT BOTH RECENT EFFORTS WASHINGTON AND MANILA AND CONTINUING NEED TO FIND WAY OUT OF IMPASSE, WE GIVE GOP COURTESY OF ADVANCE NOTIFICATION. WE STRONGLY RECOMMEND THAT THIS BE DONE INITIALLY BY PERSONALLY BY MEADOWS TO AMB. ROMUALDEZ, AND THAT AS FOLLOWUP TO KEEP THE RECORD STRAIGHT IN DIVERSE ELEMENT GOP INVOLVED, WE THEN HAND IN NOTE ALONG LINES OF FOLLOWING SUGGESTED DRAFT TO DFA (BODY OF TEXT TRANSMITTED ONLY) QUOTE

THE EMBASSY OF THE UNITED STATES OF AMERICA PRESENTS ITS COMPLIMENTS TO THE DEPARTMENT OF FOREIGN AFFAIRS OF THE REPUBLIC OF THE PHILIPPINES AND WISHES TO CONFIRM TO THE DEPARTMENT OF FOREIGN AFFAIRS INFORMATION CONVEYED IN WASHINGTON TO AMBASSADOR ROMUALDEZ THAT PURSUANT TO A DECISION OF THE US CIVIL AERONAUTICS BOARD, TAKEN UNDER PART 213 OF THE BOARD'S ECONOMIC REGULATIONS, AN ORDER WILL BE ISSUED EFFECTIVE JULY -----, 1973 REQUIRING PHILIPPINE AIRLINES TO FILE WITH THE US CIVIL AERONAUTICS BOARD ITS EXISTING SCHEDULE OF AIRLINE SERVICES TO THE UNITED STATES AND PROPOSED CHANGES IN SCHEDULE. A COPY OF THE TEXT OF PART 213 IS ENCLOSED FOR THE INFORMATION OF THE DEPARTMENT.

THE EMBASSY WISHES FURTHER TO INFORM THE DEPARTMENT THAT THE FOREGOING ACTION HAS BEEN TAKEN IN THE INTEREST OF ASSURING, DURING A PERIOD WHICH NO AIR TRANSPORT AGREEMENT IS IN EFFECT BETWEEN OUR TWO COUNTRIES, REASONABLE COMPARABILITY OF OPERATING ENVIRONMENTS FOR OUR RESPECTIVE CARRIERS, IT BEING THE ESTABLISHED PRACTICE OF THE PHILIPPINE CIVIL AERONAUTICS BOARD TO REQUIRE FILING OF ALL SUCH SCHEDULES OF US CARRIERS FOR PRIOR REVIEW AND APPROVAL.

THE EMBASSY WISHES TO ASSURE THE DEPARTMENT OF FOREIGN AFFAIRS OF ITS READINESS TO CONSULT WITH OFFICERS OF THE DEPARTMENT OR OTHER DESIGNATED REPRESENTATIVES OF LIMITED OFFICIAL USE

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PAGE 03 MANILA 07861 110459Z

THE GOVERNMENT OF THE PHILIPPINES ON THIS SUBJECT.
END QUOTE

5. ACTION REQUESTED: IN ORDER ASSURE DELIVERY NOTE IN AS TIMELY FASHION AS POSSIBLE, EMBASSY WOULD APPRECIATE NOTIFICATION BY PRIORITY CABLE WHEN DECISION REACHED AND CONVEYED TO AMBASSADOR ROMUALDEZ.
HAMILTON

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